

House File 592 - Introduced

HOUSE FILE _____
BY WINDSCHITL

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for immigration law enforcement training and the
2 sharing of immigration status information.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2170YH 83
5 jm/rj/5

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1 1 Section 1. MEMORANDUM OF UNDERSTANDING == ENFORCEMENT OF
1 2 FEDERAL IMMIGRATION LAW.

1 3 1. The attorney general is authorized and directed to
1 4 negotiate the terms of a memorandum of understanding between
1 5 the state of Iowa and the United States department of justice
1 6 or the United States department of homeland security
1 7 concerning the enforcement of federal immigration and custom
1 8 laws, detention removals, and investigations in the state of
1 9 Iowa. The agreement shall designate a peace officer from a
1 10 law enforcement agency in each county to undergo United States
1 11 immigration and customs enforcement training. The agreement
1 12 shall provide that costs incurred by the state for training
1 13 peace officers and the detention and deportation of an
1 14 unauthorized alien shall be reimbursed by the federal
1 15 government.

1 16 2. The memorandum of understanding negotiated pursuant to
1 17 subsection 1 shall be signed on behalf of this state by the
1 18 attorney general and the governor or as otherwise required by
1 19 the appropriate federal agency but shall not be implemented
1 20 until money is appropriated for such purpose.

1 21 3. A local government, whether acting through its
1 22 governing body or by an initiative, referendum, or any other
1 23 process, shall not enact any ordinance, resolution, or policy
1 24 that limits or prohibits a law enforcement officer, local
1 25 officer, or local government employee from communicating or
1 26 cooperating with federal officials with regard to the
1 27 immigration status of any person within this state.

1 28 4. Notwithstanding any other provision of law, a
1 29 government entity or official within the state of Iowa shall
1 30 not prohibit, or in any way restrict, any government entity or
1 31 official from sending to, or receiving from, the United States
1 32 department of homeland security information regarding the
1 33 citizenship or immigration status, lawful or unlawful, of any
1 34 individual.

1 35 5. Notwithstanding any other provision of law, a person or
2 1 agency shall not prohibit, or in any way restrict, a public
2 2 employee from doing any of the following with respect to
2 3 information regarding the immigration status, lawful or
2 4 unlawful, of any individual:

2 5 a. Sending such information to, or requesting or receiving
2 6 such information from, the United States department of
2 7 homeland security.

2 8 b. Maintaining such information.

2 9 c. Exchanging such information with any other federal,
2 10 state, or local government entity.

2 11 EXPLANATION

2 12 This bill authorizes the attorney general to negotiate a
2 13 memorandum of understanding on behalf of the state with the
2 14 United States department of justice or the United States
2 15 department of homeland security concerning the enforcement of
2 16 federal immigration and custom laws, detention removals, and
2 17 investigations in the state of Iowa. The bill also provides
2 18 that the agreement shall designate a peace officer from a law
2 19 enforcement agency in each county to undergo United States
2 20 immigration and customs enforcement training.

2 21 The bill requires that the agreement provide that costs
2 22 incurred by the state in training peace officers and detaining
2 23 and deporting an unauthorized alien must be reimbursed by the
2 24 federal government.
2 25 The bill further provides that a person, including the
2 26 state and any local government, shall not restrict a public
2 27 employee from communicating or cooperating with federal
2 28 officials with regard to the immigration status of any person
2 29 within this state.
2 30 LSB 2170YH 83
2 31 jm/rj/5